



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

Ronald Sklansky
Clearinghouse Director

Richard Sweet
Clearinghouse Assistant Director

Terry C. Anderson
Legislative Council Director

Laura D. Rose
Legislative Council Deputy Director

CLEARINGHOUSE RULE 01-049

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated September 1998.]

2. Form, Style and Placement in Administrative Code

a. In s. N 2.03 (1) (c), reference is made to the “NCLEX.” This term, which is defined in current s. N 2.05 (3), should be defined in s. N 2.02, since it is used in more than one section of the rule. Further, an acronym should not be used until it has first been defined.

b. In s. N 2.04, the acronym “CGFNS” should be defined or deleted.

c. Rephrase s. N 3.03 (1) (a) 1. to read “Subject to ss. 111.321, 111.322 and 111.335, Stats., does not have an arrest or conviction record.” [See also sub. (2) (a) 1.]

d. In ch. N 3, the term “national council licensure examination” and the acronym “NCLEX” should be defined for the entire chapter.

4. Adequacy of References to Related Statutes, Rules and Forms

a. Section N 2.02 (2) defines “board-approved school.” Should a similar definition be included in s. N 1.03?

b. The term “compact state” is used in s. N 3.03 (1) (a) (intro.) and (2) (a) (intro.). This term should be defined and a cross-reference to subch. II of ch. 441, Stats., should be inserted.

5. Clarity, Grammar, Punctuation and Use of Plain Language

a. The first paragraph of the analysis should be rewritten. Currently, it is unclear and awkwardly phrased. For example, the analysis should begin “SECTION 1 amends the definition of ‘board-approved school.’” The syntax in the second sentence is faulty and should be redrafted. The analysis fails to describe the provisions in the rule that follow SECTION 11.

b. In s. N 2.03 (2) (c), a period should be inserted after the word “nursing” on the first line.

c. Why are applicants who have graduated from schools of nursing other than board-approved schools the only applicants required to demonstrate English competency?

d. In ss. N 3.03 (1) (b) and 3.03 (2) (b), applicants who have not graduated from board-approved schools are not required to meet the requirement that, subject to ss. 111.321, 111.322 and 111.335, they do not have an arrest or conviction record. Why are these applicants exempt from this requirement?

e. The rule provides that registered nurses and practical nurses who have not graduated from board-approved schools must verify at least two years of full-time or equivalent “safe practice” within the last five years. What constitutes “safe practice”? This should be clarified in the rule.

f. In s. N 3.03 (2) (a) (intro.), insert the word “licensed” before practical nurse in the first line.